U.S. District Court Southern District of Florida (Miami) CIVIL DOCKET FOR CASE #: 1:18-cv-25360-FAM

Miami Waterkeeper, Inc. v. U.S. Army Corps of Engineers

Assigned to: Judge Federico A. Moreno Cause: 05:0552 Freedom of Information Act Date Filed: 12/21/2018 Jury Demand: None

Nature of Suit: 895 Freedom of Information

Act

Jurisdiction: U.S. Government Defendant

Plaintiff

Miami Waterkeeper, Inc.

represented by **Bonnie Ann Malloy**

Earthjustice 111 S. MLK Jr BLVD Tallahassee, FL 32301 850–681–0031 Fax: 850–681–0031

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LEAD ATTORNEY

ATTORNEY TO BE NOTICED

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ATTORNEY TO BE NOTICED

V.

Defendant

U.S. Army Corps of Engineers

represented by Carlos Javier Raurell

United States Attorney's Office

99 NE 4 Street Miami, FL 33132 305–961–9243 Fax: 305–530–7139

Email: carlos.raurell@usdoi.gov

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
12/21/2018	<u>1</u>	COMPLAINT against Army Corps Of Engineers, United States. Filing fees \$ 400.00. Pay.gov Agency Tracking ID 113C–11260545, payment transferred from: 18–cv–25355, Waterkeeper v. Corps of Engineers, filed by Miami Waterkeeper. (Attachments: # 1 Civil Cover Sheet Civil Cover Sheet, # 2 Summon(s) Summons, # 3 Exhibit Disclosure Statement, # 4 Exhibit Ex A, # 5 Exhibit Ex B, # 6 Exhibit Ex C, # 7 Exhibit Ex D, # 8 Exhibit Ex E, # 9 Exhibit Ex F, # 10 Exhibit Ex G, # 11 Exhibit Ex H)(Kaiman, Catherine) Modified text on 1/15/2019 (jua). (Entered: 12/21/2018)
12/21/2018	2	Clerks Notice of Judge Assignment to Judge Federico A. Moreno. Pursuant to 28 USC 636(c), the parties are hereby notified that the U.S. Magistrate Judge Lauren F. Louis is available to handle any or all proceedings in this case. If agreed, parties should complete and file the Consent form found on our website. It is not necessary to file a document indicating lack of consent. (pcs) (Entered: 12/21/2018)

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document. (pcs) (Entered: 12/21/2018) 5 Clerks Notice to Filer re: Electronic Case. Incorrect case opening information. The File selected the incorrect Jurisdiction when filing. The correction was made. It is not necessary to re-file this document. (pcs) (Entered: 12/21/2018) 01/14/2019 6 Unopposed MOTION to Stay Action Pending Lapse in Appropriations by U.S. Army Corps of Engineers. Attorney Carlos Javier Raurell added to party U.S. Army Corps of Engineers (pty./dft). Responses due by 1/28/2019 (Raurell, Carlos) (Entered: 01/14/2019) 02/06/2019 2 ORDER denying 6 Defendants' Motion to Stay Action in Light of Lapse of Appropriations. Signed by Judge Federico A. Moreno on 2/5/2019. See attached document for full details. (mmd) (Entered: 02/06/2019) 02/07/2019 3 Unopposed MOTION for Extension of Time to File Response/Reply/Answer as to 1 Complaint, by U.S. Army Corps of Engineers. (Raurell, Carlos) (Entered: 02/07/2019) 02/11/2019 2 ORDER granting & Defendants' Unopposed Motion for Extension of Time to File Response to Complaint. Defendant shall respond to the Plaintiff's Complaint by March 13, 2019. Signed by Judge Federico A. Moreno on 2/11/2019. See attached document jfill details. (mmd) (Entered: 02/11/2019) 02/12/2019 Set/Reset Answer Due Deadline as per DE 2: U.S. Army Corps of Engineers response due 3/13/2019. (lk) (Entered: 02/12/2019) 02/25/2019 10 SUMMONS (Affidavit) Returned Executed on 1 Complaint, with a 21 day response/answer filing deadline pursuant to Fed. R. Civ. P. 12 by Mianni Waterkeeper, Inc., U.S. Army Corps of Engineers served on 1/2/2019, answer due 3/13/2019. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 2 Exhibit CyKaiman, Catherine) (Entered: 02/25/2019) 03/13/2019 11 Defendant's MOTION for Extension of Time to File Response/Reply/Answer as to 1 Complaint, by U.S. Army Corps of Engineers (Raurell, Carlos) (Entered: 03/13/2019) 03/18/2019 2 PAPERLESS ORDER granting 11 Defendants' Motion for One-Week Extension of Time to File Response to			
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04/29/2019	<u>17</u>	Unopposed MOTION for Extension of Time to File Response/Reply/Answer by Miami Waterkeeper, Inc (Attachments: # 1 Text of Proposed Order)(Kaiman, Catherine) (Entered: 04/29/2019)
04/30/2019	18	PAPERLESS ORDER granting 17 Plaintiff's Second Unopposed Motion for Extension of Time to Respond to Defendant's Motion to Dismiss. Plaintiff may file a response by no later than May 17, 2019. Signed by Judge Federico A. Moreno on 4/30/2019. (mmd) (Entered: 04/30/2019)
04/30/2019		Set/Reset Deadlines/Hearings as per DE 18 re <u>13</u> Defendant's MOTION to Dismiss for Lack of Jurisdiction <u>1</u> Complaint,, <i>AS MOOT</i> . Responses due by 5/17/2019 (lk) (Entered: 05/01/2019)
05/17/2019	<u>19</u>	First AMENDED COMPLAINT against U.S. Army Corps of Engineers, filed by Miami Waterkeeper, Inc (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F, # 7 Exhibit G, # 8 Exhibit H, # 9 Exhibit I, # 10 Exhibit J, # 11 Exhibit K)(Kaiman, Catherine) (Entered: 05/17/2019)
05/28/2019	<u>20</u>	Unopposed MOTION for Extension of Time to File Response/Reply/Answer as to <u>19</u> Amended Complaint, by U.S. Army Corps of Engineers. (Raurell, Carlos) (Entered: 05/28/2019)
05/30/2019	<u>21</u>	ORDER denying as moot <u>13</u> Motion to Dismiss for Lack of Jurisdiction. Signed by Judge Federico A. Moreno on 5/28/2019. <i>See attached document for full details</i> . (mmd) (Entered: 05/30/2019)
05/30/2019	22	PAPERLESS ORDER granting <u>20</u> Defendants' Motion for Extension of Time to File Response to Amended Complaint. Defendants may file a response by no later than June 14, 2019. Signed by Judge Federico A. Moreno on 5/30/2019. (mmd) (Entered: 05/30/2019)